



# भारत का राजपत्र The Gazette of India

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प्राधिकार से प्रकाशित

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WEEKLY

सं. 10]

नई दिल्ली, अगस्त 6—अगस्त 12, 2023, शनिवार/ श्रावण 15—श्रावण 21, 1945

No. 10]

NEW DELHI, AUGUST 6—AUGUST 12, 2023, SATURDAY/SHRAVANA 15—SHRAVANA 21, 1945

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह पृथक संकलन के रूप में रखा जा सके

Separate Paging is given to this Part in order that it may be filed as a separate compilation

भाग II—खण्ड 3—उप-खण्ड (iii)

PART II—Section 3—Sub-section (iii)

केन्द्रीय अधिकारियों (संघ राज्यक्षेत्र प्रशासनों को छोड़कर) द्वारा जारी किए गए साधारण आदेश और अधिसूचनाएं  
Orders and Notifications issued by the Central Authorities (Other than the Administrations of Union Territories)

भारत निर्वाचन आयोग

अधिसूचना

नई दिल्ली, 26 जुलाई, 2023

आ.अ. 131.—लोक प्रतिनिधित्व अधिनियम, 1951 (1951 का 43 ) की धारा 106 (ख) के अनुसरण में, निर्वाचन आयोग एतद्वारा निर्वाचन अर्जी सं0 08/2019 में दिये गये उच्च न्यायालय ओडिशा, कटक के तारीख 17 अप्रैल, 2023 के आदेश को प्रकाशित करता है।

[फा. सं. 82/OR-HP/(08/2019)/2023]

आदेश से,

राकेश कुमार, सचिव

**ELECTION COMMISSION OF INDIA****NOTIFICATION**

New Delhi, the 26th July, 2023

**O.N. 131.**—In pursuance of Section 106 (a) of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby publishes the Order dated 17<sup>th</sup> April, 2023 of the High Court of Odisha, Cuttack in Election Petition No. 08/2019.

[F. No. 82/OR-HP/(08/2019)/2023]

By Orders,

RAKESH KUMAR, Secy.

**IN THE HIGH COURT OF ORISSA AT CUTTACK****ELPET NO. 08 OF 2019***Jadunath Sethi*

.....

**Petitioner**

Mr. R.N. Mohanty, Advocate

-versus-

*Pratap Chandra Sarangi & Others*

.....

**Opposite Parties**

Mr. Gopal Kumar Agrawal,  
Standing Counsel, Election Commission of India

**CORAM****MR. JUSTICE D. DASH****ORDER****13.04.2023****I.A. No. 8 of 2021****Order No. 03.**

1. This matter is taken up through hybrid arrangement (virtual/physical) mode.
2. This Application has been filed by the Election Commission of India (ECI) through the Collector and District Election Officer Balasore seeking permission for opening the strong room where the EVMs and VVPATS used in the election held on 29.04.2019 for the Member of Lok Sabha for the Balasore Parliamentary Constituency have been kept preserved and to transport those to appropriate places as per the requirement. The move is in view of the letter dated 11.10.2021, received from the Secretary, ECI.
3. Heard Mr. Gopal Kumar Agrawal, learned counsel for the Election Commission of India (ECI).
4. None appears on behalf of the Petitioner in FLPET No 08 of 2019 when the matter is called. This was also the situation on the earlier date.
5. Considering the submissions made and on going through the averments taken in the Application and on perusal of the letter annexed to the Application, as this Court finds that the EVMs and VVPATS have no concern or nexus with the grounds taken in the Election Petition in challenging the Election and thus are not needed for verification for the adjudication, the prayers as advanced in the Application are hereby allowed.

Sd/-

D. DASH, J.

**ORDER****13.04.2023****ELPET NO.08 OF 2019****Order No. 04.**

1. None appears for the Petitioner when the matter is called, Record reveals that the defects pointed out by the S.R. way back on 18.07.2019 have not yet been attended to
2. In the above state of the affairs, giving one more chance to the Petitioner, it is directed that the matter be listed on 17:04 2023.

Sd/-

D. DASH, J.

**IN THE HIGH COURT OF ORISSA AT CUTTACK****ELPET NO. 08 OF 2019*****Jadunath Sethi***

.....

**Petitioner**

Mr. R.N. Mohanty, Advocate

-versus-

***Pratap Chandra Sarangi & Others***

.....

**Opposite Parties**Mr. Gopal Kumar Agrawal,  
Standing Counsel, Election Commission of India**CORAM****MR. JUSTICE D. DASH****ORDER****17.04.2023****Order No. 05.**

1. This matter is taken up through hybrid arrangement (virtual/physical) mode.
2. None appears on behalf of the Petitioner when the matter is called. This was also the situation on the earlier two occasions. Record reveals that even defects which have been pointed out by the S.R. way back on 20.08.2019 have not yet been attended.
3. In view of the above, the ELPET stands dismissed for non-prosecution.

Sd/-

D. DASH, J.